



OFFICE OF THE FIRE MARSHAL
HAZARDOUS MATERIALS DIVISION
620 South "E" Street • San Bernardino, CA 92415-0153
(909) 386-8401 • Fax (909) 386-8460

PÉTER R. HILLS
Fire Chief
County Fire Warden

SECONDARY CONTAINMENT COMPLIANCE
BULLETIN

JANUARY 6, 2003

On May 14, 2001, the State of California adopted Senate Bill 989 requiring that all secondary containment systems of underground storage tanks be tested for tightness prior to January 1, 2003. [California Code of Regulations Title 23, Chapter 16, §2637 and California Health and Safety Code §25284.1(a)(4)(B).] The San Bernardino County Fire Department adopted protocol for tank tightness testing, and has been overseeing this testing for the past two years. As part of the testing requirements, you are required to submit a complete copy of the testing report to this Department within thirty (30) days of the testing. If your system is deemed un-testable because of it's design, you must have completed testing your facility by January 1, 2003, using an Enhanced Leak Detection process approved by the State of California.

This Department and the State Water Resources Control Board have issued reminder letters over the past 18 months to encourage owners and operators to schedule testing prior to the January 1, 2003 deadline. Most owners and operators have complied with the testing requirements. There have been NO exemptions or extensions for this required testing issued by the San Bernardino County Fire Department. This Department has not issued, and will not issue, exemptions or extensions based on signed contracts with licensed contractors for future testing.

Owners and operators who are identified as failing to comply with the requirements for testing by January 1, 2003, will be found in violation of CHSC 25284.1(a)(4)(B). Pursuant to California Health and Safety Code §25299(a)(6) and §25299(b)(6), they will be assessed a minimum penalty of \$500.00, and will also be required to test the system within thirty (30) days.

If you have failed to comply with these testing requirements, you must contact this office at (909) 386-8401 no later than fifteen (15) days from the date of receipt of this letter to arrange to sign a Settlement Agreement to come into compliance, or be subject to a formal enforcement action with the office of the District Attorney.

B. DOUGLAS SNYDER, M.A., R.E.H.S.
SUPERVISOR

cc: Peter Brierty, Fire Marshal
Glenn Yabuno, Deputy District Attorney

JOHN F. MICHAELSON
County Administrative Officer

JOHN GOSS
Assistant County Administrator
Economic Development and
Public Services Group

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